

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

**The City of Huntington,  
Plaintiff,**

**v.**

**AmerisourceBergen Drug Corporation, et al.  
Defendants.**

Civil Action No. 3:17-01362  
Hon. David A. Faber

**Cabell County Commission,  
Plaintiff,**

**v.**

**AmerisourceBergen Drug Corporation, et al.  
Defendants.**

Civil Action No. 3:17-01665  
Hon. David A. Faber

**AMENDED NOTICE OF REMOTE VIDEOTAPED DEPOSITION  
OF JAMES RAFALSKI**

**PLEASE TAKE NOTICE** that, pursuant to the applicable Federal Rules of Civil Procedure and the Deposition Protocol governing this litigation, Defendants, by and through undersigned counsel, will take the remote, oral, videotaped deposition of **James Rafalski**, on **September 11, 2020**, beginning at **9:00 a.m. Eastern Standard Time**. Court reporting services and video recording services will be provided by Veritext Legal Solutions via alternative video teleconferencing (VTC) services (Zoom). Parties who wish to access the deposition by phone may dial in using conference call number **646-568-7788** and access code **8030287568**.

The deposition shall be videotaped and recorded stenographically and will continue from day to day until completed before a person duly authorized to administer oaths who is not counsel of record or interested in the events of this case. The oral examination is to be taken for purposes of discovery, for use at trial, or for such other purposes as are permitted under the Federal Rules of Civil Procedure, the local rules of the United States District Court for the Southern District of West Virginia, and all Pretrial Orders and Case Management Orders entered by the Court.

A request for records is attached hereto as Exhibit A.

Dated: September 2, 2020

Respectfully submitted,

/s/ Jeffrey M. Wakefield

Jeffrey M. Wakefield (WVSB #3894)

jwakefield@flahertylegal.com

Jason L. Holliday (WVSB #12749)

jholliday@flahertylegal.com

FLAHERTY SENSABAUGH BONASSO PLLC

P.O. Box. 3843

Charleston, WV 25338-3843

Telephone: (304) 345-0200

/s/ Mark H. Lynch

Geoffrey E. Hobart

Mark H. Lynch

Christian J. Pistilli

Laura Flahive Wu

COVINGTON & BURLING LLP

One CityCenter

850 Tenth Street NW Washington, DC 20001

Tel: (202) 662-5281

ghobart@cov.com

mlynch@cov.com

cpistilli@cov.com

lflahivewu@cov.com

*Counsel for McKesson Corporation*

**Exhibit A**

1. An itemization of the hours spent and expected to be spent, and compensation paid and expected to be paid, for your work and for each member of your support team's work in this matter, including all invoices submitted to counsel.

**CERTIFICATE OF SERVICE**

The undersigned counsel hereby certifies that on 31st day of August, 2020, the forgoing was served using the Court's CM/ECF system, which will send notification of such filing to all counsel of record, and via electronic mail at [mdl2804discovery@motleyrice.com](mailto:mdl2804discovery@motleyrice.com) and [track2opioddefendants@reedsmith.com](mailto:track2opioddefendants@reedsmith.com)

Dated: September 2, 2020

/s/ Mark H. Lynch  
Mark H. Lynch